

**CITY OF FITCHBURG  
CONSERVATION COMMISSION**

**DRAFT MEETING MINUTES**

**TUESDAY, NOVEMBER 27, 2007**

**COMMISSIONERS IN ATTENDANCE:** Tom Starr, Chairman, Mike Donnelly, John Koutonen, Kevin Sanders (associate member)

**STAFF IN ATTENDANCE:** Mike O'Hara

**CALL TO ORDER:** Mr. Starr called the meeting to order at 6:02 p.m. in the Second Floor Conference Room, City Hall.

**MISCELLANEOUS**

proposed Shea Brook work

DPW Commission Denis Meunier and Joel Kaddy in to discuss plan to remove siltation and take out shoals in brook at end of Shea Street Extension.

Denis: They need to maintain capacity of brook. Property is owned by Mr. Martin, 868 Shea St.

Scola's Pepper Road subdivision a few years ago had resulted in siltation of brook, they were ordered to remove by DEP -- this work was done several summers ago. Needs to be cleaned out again. Shea Brook is a tributary to Leominster's drinking water supply.

John K: is there a maintenance plan? Denis: would like to clean it out every two years.

Where will silt be removed to?

Denis: three options - low spot toward neighbor, deposit on other side of trees, remove off site.

Mike D: reminded that DEP had ordered Scolas to remove silt in 5 gallon buckets.

City needs to address drainage way back along Shea St. (west side of street) or else problem will re-occur.

Joel: need to address the long-term problem, but in meantime, DPW want to address short term problem.

Alternatives discussed: Vortechics, sediment forebay, but there's limited room to work in along Shea Street.

Hearing will be at the December meeting -- will notify abutters and C. of Leominster.

**PUBLIC HEARINGS**

**Notice of Intent - Red Bird Construction. 0 Shea Street (between 621 & 625 Shea St. (continued from 10-30-07)**

Chris Deloge described revised plan. Added drainage swale to right side of proposed dwelling which will drain to wetland.

They had dug several test holes, witnessed by Tim Smith -- ground water at 24 inches but no wetland soils in area of test holes. Several abutters and Joel Kaddy expressed concern about effect this house will have on cellars in area.

It was noted that since there were only three full members present, the Commission would have to continue the hearing to December 27.

**Request for Determination of Applicability - Twin Cities CDC, 470 Main St.**

Marc Dohan, Marianne Graham of the CDC and Randy Johnson, architect

\$11 million project - need to close by end of year. 31 residential units and commercial space on 1<sup>st</sup> floor.

Issues: site in 100-year floodplain but project will have infinitesimally small effect. Will slightly increase flood storage capacity, because of demo of drive-up, etc. Will provide less impervious area and more landscaping. Site is in 200-foot riverfront area but project will have no effect on Nashua River.

Commission voted unanimously to issue a Negative Determination of Applicability.

**Request for Determination of Applicability, Tuolomon 565 Ashby State Rd., addition**

Ms. Tuolomon, property owner, and Philip Cacioppo (contractor) presented plan. In 1997 she went thru an RDA for an addition. This garage addition is proposed on right side of dwelling in buffer zone of drainage ditch which runs along property line. Contractor will run a line of hay bales at bottom of disturbed slope.

Commission voted unanimously to issue Negative Determination of Applicability.

**Proposed Rules & Regulations under Chapter 178, Local Wetlands Protection Ordinance.**

Commission had been informed by City Solicitor that the Wetlands Ordinance becomes effective only after three reading before the city council and signed by the mayor. Could not hold hearing on proposed Rules & Regulations until the ordinance was effective. Hearing would be scheduled for the December 27<sup>th</sup> meeting in anticipation that the Ordinance would be in effect by then

There was some discussion about the proposed regulations.

**OTHER BUSINESS:**Tully land swap

Commission updated - bill passed by both houses and now awaits Governor's signature.

Certificates of Compliance

Issued for

- Seney Homes, Ashby State Road Billings Rd. (#155-537 (partial for Lot 3 ONLY)
- GAC Homes, 261 Billings Rd. (Lot 7A) (#155-488)

Motion made & seconded to adjourn. Vote unanimous.

Meeting adjourned: 8:15 p.m.

Next meeting: December 27, 2007